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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/675,568	09/30/2003	Timothy J. Daniel	BUCKFELLER 17-4-2-4	9978
47396	7590	12/19/2007	EXAMINER	
HITT GAINES, PC			MOORE, KARLA A	
LSI Corporation				
PO BOX 832570			ART UNIT	
RICHARDSON, TX 75083			PAPER NUMBER	
			1792	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

docket@hittgaines.com

<b>Office Action Summary</b>	Application No. 10/675,568	Applicant(s) DANIEL ET AL.	
	Examiner Karla Moore	Art Unit 1792	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 24 April 2007.
- 2a) ☒ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-5,8,9 and 14 is/are pending in the application.
- 4a) Of the above claim(s) 14 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-5,8 and 9 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 January 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

3. Claims 1-2, 4-5 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,841,624 to Xu et al. in view of U.S. Patent No. 6,106,630 to Frankel, U.S. Patent No. 6,146,504 to Patadia et al. and U.S. Patent Publication No. 2001/0029895 A1 to Hanamachi et al.

4. Xu et al. disclose a physical vapor deposition chamber (not illustrated, but mentioned at column 1, rows 13-17 and column 8, rows 28-30) for depositing material on a wafer (120) substantially as claimed and comprising: a chuck (Figure 1, 110),

wherein the chuck comprises a planar upper surface (112) and sidewalls extending downwardly therefrom; a removable pedestal cover (100) overlying the planar upper surface of the chuck, the removable pedestal cover having a first planar surface (contacting the substrate) and a second planar surface (contacting the chuck) located below the first surface; and wherein a planar backside of the wafer is in contact with the planar upper surface of the pedestal cover. Admittedly, the pedestal cover of Xu et al. does not comprise a singular, continuous, planar upper surface in the region overlying the chuck, but a plurality of intermittent planar upper surfaces in the region overlying the chuck. The cover is chemically removable (column 5, rows 41-46).

5. Xu et al. disclose the chamber substantially as claimed and as described above.

6. However, Xu et al. fail to teach the pedestal cover extending laterally beyond the sidewalls.

7. Frankel discloses a pedestal cover for both top and side surfaces (i.e. all exposed surfaces) of a chuck for the purpose of protecting all of the areas most susceptible to processing gases (column 10, row 24, through column 11, row 15). In Frankel, the lower surface of the pedestal cover is concave and completely receives the chuck therein during a processing method, such as material deposition.

8. It would have been obvious to one of ordinary skill in the art at the time the Applicant's invention was made to have provided the pedestal cover in Xu et al. extending beyond chuck side walls (i.e. covering all exposed surfaces) in order to protect all areas of the chuck most susceptible to processing gas as taught by Frankel.

9. Xu et al. and Frankel disclose the invention substantially as claimed and as described above.

10. However, Xu et al. and Frankel fail to teach the pedestal cover defining a peripheral circumferential groove therein in an upper surface of the second surface, wherein a circumference of the wafer extends radially inwardly of the groove.

11. Patadia et al. disclose providing a peripheral (with respect to the substrate) circumferential deposit collection channel on a substrate supporting device for the purpose of trapping deposit particles that do not deposit on the substrate thus preventing deposition and sticking on the backside of a processed substrate (abstract). In Patadia, a circumference of the wafer extends radially inwardly of an inner sidewall (124) of the groove. This is necessary; otherwise, the purpose of the groove (collecting material) would not be achieved.

12. It would have been obvious to one of ordinary skill in the art at the time the Applicant's invention was made to have provided a peripheral circumferential groove on the substrate supporting device wherein a circumference of the wafer extends radially inwardly of an inner sidewall of the groove in Xu et al. and Frankel in order to trap deposit particles that do not deposit on the substrate thus preventing deposition and sticking on the backside of a processed substrate as taught by Patadia et al.

13. Xu et al., Frankel et al. and Patadia et al. disclose the invention substantially as claimed and as described above.

14. However, Xu et al., Frankel et al. and Patadia et al. fail to teach that the removable cover is a removable, detachable pedestal slip cover.

15. Hanamachi et al. teach providing a removable, detachable pedestal slip cover for the purpose of obtaining the ability to simply replace the cover if it becomes corroded, which substantially reduces the cost for maintenance work (abstract).

16. It would have been obvious to one of ordinary skill in the art at the time the Applicant's invention was made to have provided a removable, detachable pedestal slip cover in Xu et al., Frankel et al. and Patadia et al. in order to obtain the ability to simply replace the cover if it becomes corroded, which substantially reduces the cost for maintenance work as taught by Hanamachi et al.

17. With respect to claims 2 and 5, Xu et al. further teaches that the pedestal cover further comprises a plurality of pads (102) on an upper surface thereof, such that the wafer may be disposed on the plurality of pads.

18. With respect to claim 4, the Patadia et al. teach that the design and dimensions of the groove are optimized for collection of material and minimization of backside deposition. Specific dimensions would be chosen based on these objectives. The courts have ruled that where the general conditions of a claim are disclosed in the prior art, it is not inventive to discover the optimum or workable ranges by routine experimentation. In re Aller, 220 F.2d 454, 456, 105 USPQ 233, 235 (CCPA 1955).d n

19. With respect to claim 9, Examiner notes that the limitations are drawn to a method of using the apparatus and the courts have ruled that a claim containing a "recitation with respect to the manner in which a claimed apparatus is intended to be employed does not differentiate the claimed apparatus from a prior art apparatus" if the

prior art apparatus teaches all the structural limitations of the claim. Ex parte Masham, 2 USPQ2d 1647 (Bd. Pat. App. & Inter. 1987). Examiner notes that Xu et al. also teach these method limitations at column 4, rows 17-19.

20. Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Xu et al., Frankel, Patadia et al. and Hanamachi et al. as applied to claims 1-2, 4-5 and 9 above, and further in view Applicant's admitted prior art.

21. Xu et al., Frankel, Patadia et al. and Hanamachi et al. disclose the invention substantially as claimed and as described above.

22. However, Xu et al., Frankel, Patadia et al. and Hanamachi et al. fail to teach an aluminum deposition target.

23. Applicant's admitted prior art teaches that aluminum targets are conventionally used in integrated circuit device manufacture (paragraphs 4-6 of specification).

24. It would have been obvious to one of ordinary skill in the art at the time the Applicant's invention was made to have provided an aluminum deposition target in Xu et al., Frankel, Patadia et al. and Hanamachi et al. in order to perform integrated circuit device manufacture as is conventionally done as taught in the admitted prior art.

25. Claim 8 is rejected under 35 U.S.C. 103(a) as being unpatentable over Xu et al., Frankel, Patadia et al. and Hanamachi et al. as applied to claims 1-2, 4-5 and 9 above, and further in view of U.S. Patent No. 5,656,093 to Burkhart et al.

26. Xu et al., Frankel, Patadia et al. and Hanamachi et al. disclose the invention substantially as claimed and as described above.

27. However, while Xu et al. do teach that the pads of the pedestal cover may comprise a conducting material, stainless steel is not explicitly taught as the conducting material.

28. Burkhardt et al. teach the use of stainless steel as a material for conducting pads of a pedestal cover for the purpose of using a material having superior contact properties (column 2, rows 15-20).

29. It would have been obvious to one of ordinary skill in the art at the time the Applicant's invention was made to have provided the pedestal cover/pads comprising stainless steel in Xu et al., Frankel, Patadia et al. and Hanamachi et al. in order to use a material with superior contact properties as taught by Burkhardt et al.

### ***Response to Arguments***

30. Applicant's arguments filed 9 October 2007 have been fully considered but they are not persuasive.

31. Applicant argues that the Frankel fails to teach or fairly suggest a removable, detachable cover extending laterally beyond sidewall of the chuck, as recited in independent claim 1 (from which all rejected claims depend). Examiner points out that Frankel does in fact teach and/or fairly suggest the cover extending laterally beyond the sidewall of a chuck, in that, the disclosed coating is necessarily outside the boundaries



of the chuck and it's sidewalls on a side peripheral portion thereof, and therefore extends laterally beyond a sidewall of the chuck, as claimed.

### ***Conclusion***

32. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karla Moore whose telephone number is 571.272.1440. The examiner can normally be reached on Monday-Friday, 9:00 am-6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Parviz Hassanzadeh can be reached on 571.272.1435. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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KARLA MOORE  
PRIMARY EXAMINER

13 December 2007